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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Philip E. WILSON et al

Atty. Ref.: 1005-196

Serial No. 09/860,061

Group: 1771

Filed: May 17, 2001

Examiner: Juska

COPY

For: **STAIN RESISTANT POLYAMIDE FIBERS AND
ARTICLES**

.

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

DECLARATION OF ROBERT H. BLACKWELL

Sir:

The undersigned, **ROBERT H. BLACKWELL**, hereby declares and states as follows:

1. I am currently and, for all times relevant to the facts stated herein, have been employed by the owner of the above-identified application, Honeywell International Inc. ("Honeywell"), and its predecessor in interest BASF Corporation ("BASF").
2. I am familiar with the above-identified application and with U.S. Patent No. 5,447,794 to Lin (hereinafter "the Lin '794 patent") assigned to E.I. du Pont de Nemours and Company ("du Pont").
3. I am aware that in Example 2 of the Lin '794 patent a nylon 6,12 sheath polymer is disclosed as Engineering Resin FE3643 said to be available from du Pont

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(hereinafter more simply as "the disclosed du Pont sheath polymer"). I have recently attempted to locate publicly available information pertaining to the disclosed du Pont nylon 6,12 sheath polymer by conducting internet searches. Although I did locate two product references on duPont web sites pertaining to nylon 6,12, neither product reference mentioned either Engineering Resin FE3643 specifically, or bicomponent carpet fibers generally. In this regard, one of the duPont product references that was located during my internet searches related to fibers for making toothbrush bristles, while the other related to duPont's engineered plastics marketed under the trademark ZYTEL PA.

4. I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully Submitted,

July 23, 2003
Date Signed

Robert H. Blackwell
Robert H. BLACKWELL